

The House Committee on Health and Human Services offers the following substitute to SB 49:

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated,
2 relating to prescription drugs, so as to limit a pharmacist from substituting a drug as part of
3 immunosuppressive therapy; to provide for related matters; to repeal conflicting laws; and
4 for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 5 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to
8 prescription drugs, is amended by adding a new Code section to read as follows:

9 "26-4-81.1.

10 A pharmacist shall not engage in drug product selection or substitution of any primary
11 immunosuppressant pharmaceutical that is prescribed as a part of immunosuppressive
12 therapy for a patient who has received an organ or tissue transplant without first notifying
13 the patient or his or her designee. The pharmacist shall notify the prescribing physician
14 prior to the substitution by means of phone, facsimile, or electronic transmission. The
15 prescribing physician shall indicate on the prescription the diagnosis 'for organ or tissue
16 transplant patient.'"

17 **SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.